PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS qo

TO THE CONING COMMISSIONER OF BALTIMORE COUNTY:

ROBERT DANIEL KOLLER & i, or we, AMELITA KOLLER legal owners of the property tuate in Bal's lore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 238.2 to permit a side+yard setback of zero-foot in lieu of the required 30 feet; and a rear yard setback of 8 feet in lieu of the required 30'.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) The property cannot be used economically because of the limited work area.

1.5/1/2 INALIZO & DO

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this etition, and further agree to and are to be bound by the zoning regulations and restrictions of imod County adopted pursuant to the Zoning Law For Baltimore County.

Contract purchaser Address 1205 Brixton Road Baltimore, Maryland 21239

Protestant's Attorney Towson, Md. 21204 / 296-1535
ORDERED By The Zoning Commissioner of Baltimore County, this......

197_9, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

Zoning Commissioner of Baltimore County.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

William E. Hammond FROM Office of Planning and Zoning

Petition 80-42-A. Item 237

Petition for Variance for side yard and rear yard setback South side of Joppa Road 394 feet West of Pleasant Plains Road Petitioner - Robert D. Koller, et ux 9th District

HEARING: Thursday, August 16, 1979 (1:00 P.M.)

If granted, it is requested that details of landscaping, submitted to and approved by the Current Planning and Development Division, be required.

JDS:JGH:rw

RE: PETITION FOR VARIANCES : BEFORE THE ZONING COMMISSIONER S/S of Joppa Rd. 394' W of Pleasant Plains Rd., 9th District OF BALTIMORE COUNTY

ROBERT D. KOLLER, et ux, Petitioners : Case No. 80-42-A

ORDER TO ENTER APPEARANCE

:::::::

Mr. Commissioner:

Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in connection therewith.

Max Zimmerman Peter Max Zimmerman Deputy People's Counsel

John W. Hessian, III People's Counsel for Baltimore County County Office Building Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 7th day of August, 1979, a copy of the aforegoing Order was mailed to David Grant Willemain, Esquire, 108 Jefferson Building, Towson, Maryland 21204, Attorney for Petitioners.

BALTIMORE COUNTY

ZONING PLANS

PETITION AND SITE PLAN

EVALUATION COMMENTS

DALTIMORE COUNTY
OFFICE OF PLANNING & ZONING
TOWSON, MARYLAND 21204
494-3353

WILLIAM E. HAMMOND ZONING COMMISSIONER

August 22, 1979

David Grant Willemain, Esquire 108 Jefferson Building 105 West Chesapeake Avenue Towson, Maryland 21204

> RE: Petition for Variances S/S of Joppa Road, 394' W of Pleasant Plains Road - 9th Election District Robert Daniel Koller, et ux -Petitioners NO. 80-42-A (Item No. 237)

Dear Mr. Willemain:

I have this date passed my Order in the above referenced matter in accordance with the attached.

> Very truly your's WILLIAM E. HAMMOND

cc: Evans, Hagan & Holdefer, Inc.

Baltimore, Maryland 21236

WILLIAM E. HAMMOND

Nicholas B. Commodari

Chairman, Zoning Plans

Advisory Committee

Zoning Commissioner

8013 Belair Road

Zoning Commissioner

WEH/srl

Attachments

cc: John W. Hessian, III, Esquire People's Counsel

and the second of the second o

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

111 W. Chesapeake Avenue Towson, Maryland 21204

Petitioner's Attorney David Willemain, Esq. Reviewed by: Willow D. Commoden

County Office Building

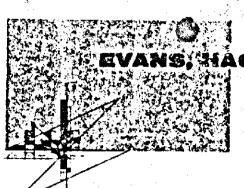
Your Petition has been received and accepted for filing this

David G. Willemain, Esquire

Petitioner Robert D. Koller, et ux

108 Jefferson Building

Towson, Maryland 21204



EVANS, HAGAN & HOLDEFER, INC. SURVEYORS AND CIVIL ENGINEERS 111 30HN STREET / WESTMINSTER, MD. 21157 (301) 848-1790

February 26, 1979

DESCRIPTION TO ACCOMPANY PETITION FOR ZONING VARIANCE 9TH ELECTION DISTRICT, BALTIMORE COUNTY, MARYLAND

BEGINNING FOR THE SAME on the South side of Jopps Road, 70 feet wide, at a point distant 394 feet, more or less, measured in a Westerly direction on said South side of Jopps Road from its intersection with the centerline of Pleasant Plains Road, thence leaving said place of beginning and the South side of Jopps Road and running the 3 following courses and distances, viz: (1) South 01 degree 45 minutes East 98.18 feet, thence (2) Northwesterly 114 feet, more or less, and thence (3) North 01 degree 45 minutes West 94.48 feet to the aforesaid South side of Joppa Road, thence running and binding thereon (4) North 88 degrees 23 minutes 30 seconds East 114 feet, more or less, to the place of beginning.

Containing 0.25 acres of land, more or less. The above description has been prepared for zoning purposes only and is not intended to be used for conveyance.



CAMBRIDGE and EASTON SERVE W HURLEY

化二十二烷基合物 法有关证据

RICHARD L. HULL, P.L.S.



L. ALATIEV MS, P. ... 1.4. LCARROLL HAGAN, LS.

GLURGE Y HOLDEFEH, P.E.

JURIMAISTE, L.S.

July 6, 1979

Mr. William E. Hammond Zoning Commissioner County Office Building Towson, Maryland 21204

> Property Owner: Robert D. & Amelita Koller S/S Joppa Rd. 394' W. Pleasant Plains Rd. Existing Zoning: B.R. & B.R.-C.N.S. Proposed Zoning: Variance to permit a side setback of 0' and a rear setback of 8' in lieu of the required

The following comments are furnished in regard to the plac submitted to this office

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitioner.

This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item #237 (1978-1979).

ELLSWOPTH N. DIVER, P.E.



THORNTON M. MOURING, P.E. DIRECTOR

Re: Item #237 (1978-1.79) Acres: 0.25 District: 9th

for review by the Zoning Advisory Committee in connection with the subject item.

Baltimore County highway and utility improvements are not directly involved.

the stripping of top soil.

Chief, Eureau of Engineering

END: LAM: FWR: 88 N-NW Key Sheet 36 NE 9 Pos. Sheet 70 Tax Map

NOV 0 7 1979

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this 22 day of August . 19 79, that the herein Petition for Variances to permit a side yard setback of four feet and a rear yard setback of eight feet both in lieu of the required thirty feet should be and the same is GRANTED, from and after the date of this Order, subject to the approval of a site plan by the Department of Pubc Works and the Office of Planning and Zoning, including landscaping approval by e Cultent Planning and Development Division.

Baltimore County

Pursuant to the advertisement, posting of property, and public hearing on he Petition and it appearing that by reason of failure to show practical difficulty and/or unreasonable hardship, the Variance(s) should not be granted.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this day of _____, 19___, that the herein Petition for the Variance(s) to

Zoning Commissioner of Baltimore County



battimore county department of traffic engineering TOWSON, MARYLAND 21204 (301) 494-3550

July 11, 1979

Mr. William Hammond Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr. Hammond:

STEPHEN E. COLLINS DIRECTOR

This department has no comments about item numbers 234, 237, 238, 239, and 240.

Very truly yours,

MSF/mjm

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

Nicholas B. Commodari Chairman

David G. Willemain, Esquire 108 Jefferson Building Towson, Maryland 21204

Bureau of

Department of Traffic Engineering Dear Mr. Willemain: State Roads Commission

Bureau of Health Department Project Planning Building Department Board of Education Zoning Administration Industrial Development

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability. of the requested zoning.

August 3, 1979

RE: Item No. 237

Variance Petition

Petitioners - Robert D. Koller, et ux

In view of your clients' proposal to construct a three-bay addition to the existing service garage within 0' of the side property line and within 3' of the rear property line in lieu of the required 30', this Variance Hearing is required. If this petition is granted and at the time of the application for the necessary building permits, landscaping should be provided as indicated in the comments of the Office of Current Planning. In addition, particular attention should be afforded the comments of the Health Department and the Department of Permits and Licenses.

Enclosed are all comments submitted from the Committee to this office. The remaining members felt that no comment was warranted. This petition is accepted for filing on the date of the enclosed filing

Item No. 237 Page 2 August 3, 1979

certificate. Notice of the hearing date and time, which will be held not less than 30 nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours,

NICHOLAS B. COMMODARI Chairman

Zoning Plans Advisory Committee

NBC:nr

Enclosures

cc: Evans, Hagan & Holdefer, Inc. 8013 Belair Road Baltimore, Maryland 21236

office of planning and zoning TOWSON, MARYLAND 21204

July 31, 1979

Mr. William Hammond, Zoning Commissioner Zoning Advisory Committee Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Dear Mr. Hammond

Comments on Item #237, Zoning Advisory Committee, May 22, 1979, are as follows:

Property Owner Robert D and Amelita Koller Location: S/S Joppa Road 394' W. Pleasant Plains Road Existing Zoning: B.R. and B.R.-C.N.S Proposed Zoning: Variance to permit a side setback of 0' and a rear setback of 8' in lieu of the required 30'. Acres: 0.25 District: 9th

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made aware of plans or problems with regard to development plans that may have a bearing on this petition.

Landscaping should be provided where possible.

Very truly yours,

Current Planning and Development

department of health TOWSON, MAR', LAND 21204

DONALD J. ROOP, M.D., M.P.H. DEPUTY STATE AND COUNTY HEALTH OFFICER

June 26, 1979

Mr. William E. Hammond, Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204

Dear Mr. Hammond:

Comments on Item # 237, Zoning Advisory Committee meeting of May 22, 1979, are as follows:

> Property Owner: Location: Existing Zoning: Proposed Zoning:

Robert D. & Amelita Koller S/S Joppa Rd. 394° W Pleasant Plains Rd. B.R. & B.R. - C.N.S. Variance to permit a side setback of 0 and a rear setback of 81 in lieu of the

required 30:

0.25 District:

Metropolitan water and sewer exist, therefore no health hazards

Very pruly yours,

If lubrication work and oil changes are performed at this location, revised plans must be submitted showing method providing for the elimination of waste oil in accordance with Water Resources Administration requirements.

BUREAU OF ENVIRONMENTAL SERVICES

IJF/JPP:ph/

battimore county fire department TOWSON, MARYLAND 21204 (301) 825-7310

Paul H. Reincke

June 14, 1979

William E. Hammond Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Attention: N. Commodari, Chairman Zoning Advisory Committee

Ro: Property Omer: Robert D. & Amelita Koller

Location: S/S Joppa Rd. 394' W Pleasant Plains Rd.

Zoning Agenda Meeting of 5/22/79 Item No. 237

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "x" are applicable and required to be corrected or incorporated into the final plans for the property. () 1. Fire hydrants for the referenced property are required and shall be located at intervals or ______feet along an approved road in accordance with Baltimore County Standards as published by the

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at EXCEEDS the maximum allowed by the Fire Department.

() 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.

(x) 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1975

() 6. Site plans are approved as drawn.

Edition prior to occupancy.

Department of Public Morks.

() 7. The Fire Provention Dureau has no comments, at this time.

Planning Group (Fire Prevention Bureau Special Inspection Division

battimore county department of permits and license TOWSON, MARYLAND 21204 (301) 494-3610

May 18, 1979

Mr. S. Eric DiNenna, Zoning Commissioner Office of Flanning and Zoning County Office Building Towson, Maryland 21204

Dear Mr. DiNoma:

Comments on Item # 237 Zoning Advisory Cremittee Meeting, May 22, 1979

Property Owner:
Location:
SS Joppa Road 394' W. Pleasant Plains Road
Existing Zoning:
Proposed Zoning:
Variance to permit a side setback of C' and a rest setback of 8' in lieu of the required 30'.

Districts

The items checked below are applicable:

XA. Structure shall conform to Baltimore County Building Code (B.O.C.A.) 1970 Edition and the 1971 Supplement, State of Maryland Code for the Handicapped and aged and other applicable codes.

XB. A building permit shall be required before construction can begin.

y C. Additional miscellaneous Permits shall be required.

D. Building shall be upgraded to new use - requires alteration permit. E. Three sets of construction drawings will be required to file an

application for a building permit. XF. Three sets of construction drawings with a registered Maryland

Architect or Engineer's original seal will be required to file an application for a building permit.

G. Wood frame walls are not permitted within 3'0" of a property line. Contact Building Department if distance is between 3'0" and 6'0"

H. Requested setback variance conflicts with the Baltimore County Building Code. See Section

I. No Comment.

A zero set back can only be permitted if a 3 hour fire wall is provided including a 2'-8" paraget and if it does not obstruct or interfere with the exiting of the structure, compliance to the handicapped code will be required.

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: May 18, 1979

Mr. S. Eric DiNenna
Zoning Commissioner
Baltimore County Office Building
Towson, Maryland 21204

Z.A.C. Meeting of: May 22, 1979

RE: Item No: 234, 235, 236, 237, 238, 239, 240
Property Owner:
Location:
Present Zoning:
Proposed Zoning:

District: No. Acres:

Dear Mr. DiNenna:

All of the above have no bearing on student population.

Very truly yours,

U. link telured

W. Nick Petrovich,

WNP/br

JOSEPH N. MCGOWAN, PRESIDENT T. HAYARD WILLIAMS, JR., VICE-PRESIDENT MARGUS M. BOTBARIS THOMAS H.
MRS, LORRAINE

OMAS H. BOYER ALVIN LORECK
ORRAINE F. CHIPCUS MRS. MILTON R. SMITH. JR.
GER' B. HAYDEN RICHARD W. TRACEY, D.V.M.

Field Representative

ROBERT Y, DUBEL, SUPERINTENSEN

PETITION FOR VARIANCE
15th Observe
2001073: Petition for Variance
for side yard and near year authority.
COCATIO' it South eide of Joppe
Road 394 feet Weet of Pleasent
Plains Poed
DATE a TIME: Thursday, August
16, 1979 at 1:05 M.
PUBLIC HEARING: Room 106,
County Office Building, 111: W.
Chesapseise Avenue, Towson,
Maryl vnd.
The Zoning Commissioner of
Battimore County, by authority of
the Zoning Act and Regulatione of
Battimore County, with hold a public hearing:
Petition for Variance to permit a
side yard setback a.
The Zaning Regulation to be excopted as follows:
Section 238.2: elde yard and
rear yard setback a.
The Zaning Regulation to be excopted as follows:
Section 238.2: elde yard and
rear yard setback a.
Hat hat percel of land in the
Ninth District of Baltimore County
BEGL'NING FOR THE 5. E. on
the South side of Joppe Road, 70
feet wide, at a point distant 394
feet, more or less, massured in a
Westerly direction on seld South
side of Joppe Road from its intersection with the centerline of
Pleasent Pleine Road, thence leaving seld place of beginning and the
South side of Joppe Road and renning the 3 following courses and
distances, viz. (1) South 01 degree
45 minutes East 98.18 feet, thence
(2) Northwesterly 116 feet, more or
less, and thence (3) North 01
degree 45 minutes West 94.45 feet
to the sforeseid South side of Joppe Road, thence running and binding therson (4) North 85 degrees
23 minutes 30 seconds East 114
feet, more or less, to the place of
beginning.
Containing 0.25 scree of land,
more or less,
Being the property of Robert D.
Kotter, at us, as shown on plat plan
filed with the Zoning Department.
Hearing Date: Thuraday, August
16, 1979 at 1:00 P.M.
Public Hearing: Room 106,
County Office Building, 111 W.
Chesapseke Avenue, Towson,
Maryland .

WILLIAM E. HAMMOND ZONING COMMISSIONER OF BALTIMORE COUNTY OFFICE OF

THE TIMES

NEWSPAPERS

TOWSON, MD. 21204

August 2. 1979

THIS IS TO CERTIFY, that the annexed advertisement of PETITION FOR /ARIANCE - Robert D. Koller was inserted in the following:

☐ Catonsville Times
☐ Essex Times

X Towson Times

☐ Arbutus Times
☐ Community Times

STROMBERG PUBLICATIONS, INC.

BY Janua Pannelschal

ZONING: Petition for Variance for side yard and rear yard setback Location; South side of Joans Road 394 feet West of Pleasant Plains Road Thursday, August 16, 1979 at 1:00 P.M.

PUBLIC HEARING: Room 106, County Office Building, 111 W. Chesspeaks Avenue. To wson Maryland.

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Raltimore County, will hold a public hearing:

Petition for Variance to permit a side yard setback of 0 feet and a rear yard setback of 8 feet in lieu of the required 30 feet

The Zoning Regulation to be excepted as follows:

Section 238.2—side yard and rear yard setback

All that parcel of land in the Ninth District of salitimore County Beginning for the same on the South side of Joppa Road, 70 feet wide, at a point distant 394 feet, more or less, measured in a Westerly direction on said South side of Joppa Road from its intersectio. with the centerline of Pleasant Plains Road, thence leaving said place of beginning and the South side of Joppa Road and running the 9 following courses and distances, viz. (1) South 01 degree 45 minutes East 96.18 feet, thence (2) Northwesterly 114 feet, more of less, and thence (3) North 01 degree 45 minutes West 94.48 feet to the aforesaid South side of Joppa Road, thence running and binding thereon (4) North 68 degrees 23 minutes 30 seconds East 114 feet, more of less, to the place of beginning.

Containing 0.26 scree of and, more or less.

Being the property of Robert D. Kolik r, et uz, as shown on plat plan filed with the Zoning Department.

Hearing Date: Thursday, August 18, 1979 at 1:00 P.M.

Public Hearing: Room 106, County Office audiding, 111 W. Chessipaka Avenus, Towson, Maryland.

By Order Of WILLIAM E. HAMMOND,

Zoning Commissioner

CERTIFICATE OF PUBLICATION

TOWSON, MD., Auguaic 2 , 19.79

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., concentrated and publis

L. Lenk Struck Manager.

Cost of Advertisement, \$_____

40-42-A

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

	100001, 1100, 1100	
District		Date of Posting 7/30/79
Posted for: Allen for	Margania	·
Posted for: Attach for Petitioner: Attach for	Kollen, a	X un
Location of property: 5/5	zpri Religi	294 W Clasant
Location of Signs: front	property	[1511 Joppe Pd]
Remarks:		- 17 / 70
Posted by Signature	27ta ?? Dat	e of return: 2/3/7/
Righ		

	- 3						
	•	BALTIMORE O	COUNTY OFFICE	OF PLAN	INING AND	ZONING	
,		,	County Offic 111 W. Chesa Towson, Mary	peake Av		L2	,
		Your Pet	ition has be	en recei	ved * th	nis	day of
	1901	197 / .	Filing Fee	\$_ <i>3</i> _		Received	<u> L'</u> Check
							Cash
				10	. 11.	2/	Other
		(<u>144</u> 14)			DiNenna Commissi		-
	Petitione:	FO126	72	-	ted by_	Alle	MAIN
	Petitione	r's Attorney	WILLET	MAIN	Reviev	ved by	132

* This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.

PETITION	N MAPPING		PROGRESS		SHEET					
FUNCTION				inal Duplicate		Tracing		200 Sheet		
	date	by	date	hy	dote	ру	date	Ьy	dote	by
Descriptions checked and outline plotted on map										
Petition number added to outline										
Denied										
Granted by ZC, BA, CC, CA										
Reviewed by:	21				ed Pla e in ou	-	or des	cripti		Yes No

			4 4 1	
FOR:	ldvertising an	d Posting for	Case No.	30-12-A
RECEIVE FROM:	David Grant	Willemain,	Esquire	
		AMOUNT	\$47.00	
	The second secon			
DATE_	ogust 16, 1979	ACCOUNT	01-662	3. Jan 1981 1981 1981 1981 1981 1981 1981 198
	OF FINANCE REVEN		No.	83124

	£8452 18	2 5.0 C MCc
FOR:	Filing Fee for Case #80-	-l ₁ 2-A
 RECEIVED FROM:	David Grant Villemein, 1	Rsq
	AMOUNT	\$25.00
DATE	July 17, 1979 ACCOUNT_	#01-662
OFFICE O	PRE COUNTY, MARYLAND FUNANCE - REVENUE DIVISION AUDUS CASH RECEIPT	No. 78799

